

# **2019 ANIMAL ABUSE AND DOMESTIC VIOLENCE CONFERENCE**

Friday, October 4, 2019  
Maricopa County Security Building  
9<sup>th</sup> Floor Ballroom  
222 N. Central Avenue,  
Phoenix, Arizona



## **ARIZONA HUMANE SOCIETY EMERGENCY ANIMAL MEDICAL TECHNICIANS**

Presented by:

**Ruthie Jesus**

Arizona Humane Society Field Ops Supervisor

Distributed by:

ARIZONA PROSECUTING ATTORNEYS' ADVISORY COUNCIL  
1951 West Camelback Road, Suite 202  
Phoenix, Arizona 85015

ELIZABETH BURTON ORTIZ  
EXECUTIVE DIRECTOR

GLENDALE ORDINANCE 6-26  
AN ORDINANCE RELATING TO  
ANIMAL CRUELTY AND NEGLECT-UNLAWFUL RESTRAINT OF DOG;  
DEFINITIONS; PENALTY.

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BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GLENDALE as follows:

**Sec. 6-26. - Animal cruelty and neglect.**

This section reads in part, relating to Neglect and abandonment:

(a) A person commits animal cruelty if the person does any of the following:

(1) Intentionally, knowingly or recklessly subjects any animal under the person's custody or control to cruel neglect or abandonment.

(c) **Neglect.** The purpose of this subsection is to guarantee that animals under human custody or control are housed in healthy environments and are provided with proper food, water, shelter, medical care, exercise space and ventilation. Any person owning or having care, control or custody of any animal shall provide:

(1) That the animal receives daily, food that is free from contamination and is of sufficient quantity and nutritive value to maintain the animal in good health;

(2) That potable water is accessible to the animal at all times, either free-flowing or in a clean receptacle;

(3) That, except for livestock, all animals have convenient access to natural or artificial shelter throughout the year. Any such artificial shelter shall be structurally sound and maintained in good repair to protect the animal from injury and from the elements, and of sufficient size to permit the animal to enter, stand, turn around and lie down in a natural manner. Any shelter which does not protect the animal from temperature extremes or precipitation, or which does not provide adequate ventilation or drainage, shall not comply with this section.

(5) That the animal is given adequate exercise space within an enclosure that shall be constructed of material, and in a manner, to minimize the risk of injury to the animal, and shall encompass sufficient usable space to keep the animal in good condition. **With the exception of temporary tethering of horses, the use of tie-outs such as chains, leashes, wires, cables, ropes, or similar restraining devices for the purpose of animal confinement is hereby prohibited;**

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(6) That the animal has access to adequate ventilation and is protected from temperature extremes at all times. In this connection, it is unlawful for any person to keep any animal in a vehicle or other enclosed space in which the temperature is either so high or so low, or the ventilation is so inadequate, as to endanger the animal's life or health. Any peace officer or animal care officer is authorized to use whatever force is reasonable and necessary to remove any animal from a vehicle or other enclosed space whenever it appears that the animal's life or health is endangered by extreme temperatures or lack of ventilation within the vehicle or other enclosed space.

**Penalties** . A violation of any provision of this section is punishable by a fine of not less than one hundred dollars (\$100.00) nor more than two thousand five hundred dollars (\$2,500.00), six (6) months in jail, three (3) years' probation, or any combination thereof. No judge may grant probation in lieu of, or otherwise suspend, the imposition of the minimum fine prescribed herein. The judge may order that the owner shall not be permitted to own or control any animal for a period of up to three (3) years, and the judge may order that the animal(s) which are the subject of this action be forfeited to the Arizona Humane Society or other suitable agency to be placed by adoption in a suitable home or humanely destroyed. The court also shall order the convicted person to make restitution to the city or to any person, agency, or volunteer who has contracted with the city to care for an animal that is seized and impounded pursuant to this or other provisions of this section for the cost of care for the animal incurred from the time of seizure or impoundment to the time of conviction. This shall not be construed to affect, in any way, the imposition of any mandatory minimum penalties provided herein.

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